

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |                            |
|--|----------------------------|
| Applicant(s): Bardy  |                            |
| Serial No.: Unassigned   | Group Art Unit: Unassigned |
| Filed: August 22, 2003   | Examiner: Unassigned       |
| Title: System And Method For Diagnosing<br>And Monitoring Congestive Heart<br>Failure For Automated Remote Patient<br>Care |                            |
| Attorney Docket No.: 020.0339.US.CON   |                            |

Commissioner for Patents  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:  
☐ Statement under 37 CFR 1.97(e), or  
☐ a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with a:  
☐ Statement under 37 CFR 1.97(e), and  
☐ a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

☒ Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

-----The relevance of the attached references is that this is the closest art of which Applicant is aware.-----

Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

Copies of the materials listed in the Information Disclosure Statement are not required to be provided because these items were previously cited by or submitted to the U.S. Patent & Trademark Office in a prior application, Serial. No. 10/042,402, filed January 7, 2002, pending, the priority filing date of which is claimed under 35 U.S.C. 120.

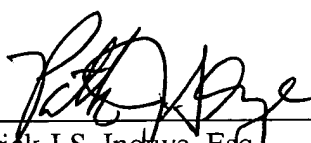
It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,



22895

PATENT TRADEMARK OFFICE

  
\_\_\_\_\_  
Patrick J.S. Indye, Esq.  
Attorney/Agent for Applicant(s)  
Reg. No. 40297

Date: August 22, 2003

Telephone No.: (206) 381-3900

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| Substitute for form 1449A/PTO   |   |    |   | <b>C m p l e t e i f K n o w n</b> |                 |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br>(use as many sheets as necessary) |   |    |   | Application Number                 | Unassigned      |
|   |   |    |   | Filing Date                        | August 22, 2003 |
|   |   |    |   | First Named Inventor               | Bardy           |
|   |   |    |   | Art Unit                           | Unassigned      |
|   |   |    |   | Examiner Name                      | Unassigned      |
| Sheet   | 1 | of | 5 | Attorney Docket Number             | 020.0339.US.CON |

| U.S. PATENT DOCUMENTS |                       |  |                                |  |   |
|-----------------------|-----------------------|--|--------------------------------|--|---|
| Examiner Initials*    | Cite No. <sup>1</sup> | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                       | Number - Kind Code <sup>2</sup> (if known) |                                |  |   |
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|--------------------------|-----------------------|---|--------------------------------|--|---|----------------|
| Examiner Initials*       | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
|                          |                       | Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known) |                                |  |   |                |
|                          |                       | EP 0 711 531 A1   | 5/15/1996                      | Karlsson et al.                                    |   |                |
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| Examiner Signature |  | Date Considered |  |
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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|--|-----------------|----|---|---|--|--------------------|------------|------------|-----------------|----------------------|-------|----------|------------|---------------|------------|------------------------|-----------------|
| Substitute for form 1449A/PTO  |                 |    |   | <b>Complete if Known</b><br><table border="1"> <tr> <td>Application Number</td> <td>Unassigned</td> </tr> <tr> <td>Filing Dat</td> <td>August 22, 2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Bardy</td> </tr> <tr> <td>Art Unit</td> <td>Unassigned</td> </tr> <tr> <td>Examiner Name</td> <td>Unassigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>020.0339.US.CON</td> </tr> </table> |  | Application Number | Unassigned | Filing Dat | August 22, 2003 | First Named Inventor | Bardy | Art Unit | Unassigned | Examiner Name | Unassigned | Attorney Docket Number | 020.0339.US.CON |
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| Art Unit   | Unassigned      |    |   |   |  |                    |            |            |                 |                      |       |          |            |               |            |                        |                 |
| Examiner Name  | Unassigned      |    |   |   |  |                    |            |            |                 |                      |       |          |            |               |            |                        |                 |
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| Sheet  | 3               | of | 5 |   |  |                    |            |            |                 |                      |       |          |            |               |            |                        |                 |

| U.S. PATENT DOCUMENTS |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
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Date  
Considered

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| Sheet  | 5 | of              | 5 |

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